HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ

WRIT PETITION NO.1764 OF 2004

PETITIONER K.Raghuraman, S/o K.N. Vishwanathan Aged about 33 years, Service Manager, Wipro GE Medical Systems Pvt. Ltd.; E-4/54, Arera Colony, Opposite Bhojpur Club, Bhopal – 462 016

Versus

RESPONDENTS

1. State of Chhattisgarh through the Secretary, Home Department, DKS Bhawan, Rajpur (C.G.)
2. The Supdt of Police Korba, Dist : Korba (C.G.)
3. The Station House Officer, Police Station Kotwali, Dist. Korba (C.G.)
4. Dr. B.P. Pandey, X-ray Specialist, Qr. No. F-3, Doctor's Hospital Colony, Korba (C.G.)

Present: Mr. P. Diwakar, learned Sr, Advocate with Shri P.R. Patankar, learned counsel for the petitioner.

Mr. Utkarsh Verma, learned Dy. G.A. for the State.

ORAL ORDER
(Passed on 23rd February, 2006)

The main relief sought in this writ petition is for quashing the investigation of the alleged crime in the matter of sale of the Logic 400 MD (GS) refurbished Ultrasound Machine, commonly known as 'Gold Seal Machine'. The complaint is that though the complainant himself withdrew the complaint, the local Police have been harassing the officers of the Wipro Company and they have kept the complaint pending for extraneous reasons. At the time of the hearing, learned Govt. Advocate for the State and State Authorities, on instructions, submitted that the complaint lodged

by Dr. B.P. Pandey, the 4th respondent herein, was closed as far as back on 06.11.2004. The facts stated before the Court by the learned G.A., it is stated, are incorporated in the return said to have been filed by learned G.A. in the office today.

(2) In view of the statement made by learned Govt. Advocate, the request of the petitioner for quashing the investigation into the alleged crime would not arise. The writ petition is, therefore, disposed of. Before parting with the case, a request made by the learned Sr. Counsel for the petitioner be noted i.e. in view of the closer of the complaint, it is necessary to lift the conditions imposed by the learned Chief Judicial Magistrate, Korba, vide order dated 19.01.2004. The petitioner is at liberty to move appropriate application before the learned Chief Judicial Magistrate, Korba to lift the conditions in view of this development. No costs.

Sd/-
Chief Justice

Sabha